

Please amend claims 1, 2, 4, 8, 13, 14, 20, and 26 as shown below. These claim amendments are presented in the Revised Amendment Format as provided for in MPEP § 714 Amendments, Applicant's Action [R-1]. Claim 3 is canceled.

CLAIMS:

What is claimed is:

1. (Currently Amended) A container for holding a plurality of items for use by a consumer, said container comprising:

_____ a food product;

_____ a promotional item;

a receptacle for holding ~~a first product~~said food product, said receptacle having a first end and a second end; and

a removable cap placed over said first end of said receptacle, wherein said removable cap is adapted for holding ~~a second product~~said promotional item separate from said food product while allowing said removable cap to be joined together with said first end of said receptacle, and wherein said container is shaped such that it is portable.

2. (Currently Amended) The container of claim 1 further comprising a removable seal attached to said first end of said receptacle for sealing said ~~first food~~product in said receptacle and keeping said ~~second product~~promotional item separate from said ~~first food~~product.

3. (Canceled)

4. (Currently Amended) The container of claim 3-1 wherein said ~~second product is a~~ promotional item is chosen from the group consisting of a prize, a toy, a coupon, a ball, a contest item, and a collectible.

5. (Original) The container of claim 4 further comprising an outer layer wrapped over said receptacle and said cap.

6. (Original) The container of claim 5 wherein said outer layer comprises a graphics carrier.

7. (Original) The container of claim 5 wherein said receptacle and said outer layer provide complimentary oxygen and moisture barrier properties.

8. (Currently Amended) The container of claim 1 wherein said cap is seatable on said first end of said receptacle such that said cap is usable as a bowl for holding ~~product~~ said food product during consumption.

9. (Original) The container of claim 1 wherein said container comprises a generally cylindrical shape such that said container will fit in a cup holder.

10. (Original) The container of claim 1 wherein said receptacle comprises a shape that provides a hand grip for a consumer using said container.

11. (Original) The container of claim 1 wherein said cap comprises a collar.

12. (Original) The container of claim 1 wherein said cap comprises a lip protruding inward from an outside edge of said cap for engaging a groove on said first end of said receptacle such that said cap and said receptacle are held together securely.

13. (Currently Amended) The container of claim 1 wherein said removable cap comprises a transparent material to allow said ~~second product~~ promotional item to be seen through said removable cap.

14. (Currently Amended) A consumables container for separately holding a food product and a promotional item, said consumables container comprising:

 a food product;

 a promotional item;

 a receptacle for holding a said food product, said receptacle having a first end defining an opening into said container;

 a removable seal covering said opening for sealing said food product in said receptacle and separating said promotional item from said food product; and

 a removable cap for holding said promotional item, wherein said removable cap is placed over said first end of said receptacle to close said container.

15. (Original) The container of claim 14 wherein said removable cap seats in said opening of said first end when inverted from a closed position over said opening, thus acting as a cup and sealing said first end.

16. (Original) The container of claim 14 wherein said promotional item is chosen from the group consisting of a prize, a toy, a coupon, a ball, a contest item, and a collectible.

17. (Original) The container of claim 14 further comprising an outer layer wrapped over said receptacle and said cap.

18. (Original) The container of claim 14 wherein said outer layer comprises a graphics carrier.

19. (Original) The container of claim 14 wherein said receptacle and said outer layer provide complimentary oxygen and moisture barrier properties.

20. (Currently Amended) The container of claim 14 wherein said cap is seatable on said first end of said receptacle such that said cap is usable as a bowl for holding said food product during consumption.

21. (Original) The container of claim 14 wherein said container comprises a generally cylindrical shape such that said container will fit in a cup holder.

22. (Original) The container of claim 14 wherein said receptacle comprises a shape that provides a hand grip for a consumer using said container.

23. (Original) The container of claim 14 wherein said cap comprises a collar.

24. (Original) The container of claim 14 wherein said cap comprises a lip protruding inward from an outside edge of said cap for engaging a groove on said first end of said receptacle such that said cap and said receptacle are held together securely.

25. (Original) The container of claim 14 wherein said removable cap comprises a transparent material to allow said promotional item to be seen through said removable cap.

26. (Currently Amended) The container of claim 14 further comprising a promotional item
removably attached to ~~said~~ a second end of said receptacle.